

IN THE UNITED STATES DISTRICT COURT FOR MAY -5 AM 11:23
THE SOUTHERN DISTRICT OF GEORGIA
SAVANNAH DIVISION

CLERK
SC. DIST. OF GA.

TIMECKA GREEN,

Petitioner,

v.

UNITED STATES OF AMERICA,

Respondent.

CASE NOS. CV417-001
CR415-204


ORDER

Before the Court is the Magistrate Judge's Report and Recommendation (Doc. 7), to which objections have been filed (Doc. 8; Doc. 9). After a careful de novo review of the record, the Court concludes that Petitioner's objections are without merit. Accordingly, the Report and Recommendation is **ADOPTED** as the Court's opinion in this case. As a result, Petitioner's 28 U.S.C. § 2255 Petition is **DENIED**. In addition, Petitioner is not entitled to a Certificate of Appealability, rendering moot any request for in forma pauperis status on appeal. The Clerk of Court is **DIRECTED** to close this case.

In her objections, Petitioner maintains that her decision not to file a notice of appeal was unknowing because her attorney failed to properly explain both the advantages and disadvantages of appealing her conviction and sentence. (Doc. 9 at 2.) Petitioner argues that counsel left her with the impression that filing a notice of appeal would result in her

receiving a longer sentence. (Id.) The Court is unpersuaded by Petitioner's argument. In the fully executed Post-Conviction Consultation Certification, Petitioner declared that counsel "advised []her about the advantages and disadvantages of pursuing an appeal." (CR415-204, Doc. 126.)

SO ORDERED this 4th day of May 2017.



WILLIAM T. MOORE, JR.
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF GEORGIA